



June 19, 2019

Anthony Roberts
MuckRock News
DEPT MR 41499
411A Highland Avenue
Somerville, MA 02144-2516

FOIA Request: 2018-1528

Dear Mr. Roberts,

This is in response to your February 20, 2018, Freedom of Information Act (FOIA) request to the Center for Food Safety and Applied Nutrition (CFSAN), wherein you requested records pertaining to:

“FDA and the National Center for Natural Products Research at the University of Mississippi from January 1, 2010 to August 7, 2017. “

Enclosed on a CD are documents responsive to your request. Your request is granted in part. After a thorough review of the responsive records, we have determined that portions of the documents are exempt from disclosure under exemptions (b)(5) and (b)(6) of the FOIA 5 U.S.C. § 552, as amended and delineated below.

Exemption (b)(5) permits the withholding of inter-agency or intra-agency communications records which are part of the deliberative process and pre-decisional. Disclosure of such material could inhibit the open and candid expression of opinions and diminish the quality of the decision making process.

Exemption (b)(6) permits the withholding of information which, if released, would constitute a clearly unwarranted invasion of personal privacy. In this case, it was determined that there is no countervailing public interest qualifying under the standard set forth, under exemption (b)(6), to release the personal identifying information of certain third parties.

Please be advised that due to the nature in which emails are compiled duplicates may appear. We made every effort to remove duplicates, but were unable to extract all of them. CFSAN considers your request closed.

You have the right to appeal this determination. By filing an appeal, you preserve your rights under FOIA and give the agency a chance to review and reconsider your request and the agency's decision. Your appeal must be mailed within 90 days from the date of this response, to: Agency Chief FOIA Officer, U.S. Department of Health and Human Services, Office of the Assistant Secretary for Public Affairs, Room 729H, 200 Independence Avenue, S.W.,

U.S. Food & Drug Administration
Center for Food Safety & Applied Nutrition
5001 Campus Drive
College Park, MD 20740

Washington, DC 20201; e-mail FOIARequest@PSC.hhs.gov. Please clearly mark both the envelope and your letter or e-mail “**FDA** Freedom of Information Act Appeal.”

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If you would like to discuss our response before filing an appeal to attempt to resolve your dispute without going through the appeals process, please contact me directly. You may also contact the FDA FOIA Public Liaison for assistance at: Office of the Executive Secretariat, US Food & Drug Administration, 5630 Fishers Lane, Room 1050, Rockville, MD 20857, E-mail: FDAFOIA@fda.hhs.gov.

If you are unable to resolve your FOIA dispute through our FOIA Public Liaison, the Office of Government Information Services (OGIS), the Federal FOIA Ombudsman’s office, offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road–OGIS, College Park, MD 20740-6001; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769; e-mail at ogis@nara.gov.

We do apologize for the extensive delay and any inconvenience this may have caused.

Please do not submit payment until you receive an invoice. The following charges for this request to date may be included in a monthly invoice:

Reproduction=\$0.00 Search=\$0.00 Review \$0.00 Other \$0.00 Total=\$0.00

Sincerely,



Sheila Wright
CFSAN FOI Officer

Enclosure(s)

